

07-19-04

*[Signature]*

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/790,662	03/01/2004	David J. Chaplin	18217-519 (OXI-19)

30623  
 MINTZ, LEVIN, COHN, FERRIS, GLOVSKY  
 AND POPEO, P.C.  
 ONE FINANCIAL CENTER  
 BOSTON, MA 02111

CONFIRMATION NO. 9569

## FORMALITIES LETTER



\*OC000000012755556\*

Date Mailed: 05/24/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.


Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

07/20/2004 NBELETE1 00000005 10790662

01 FC:2051

65.00 OP

*A copy of this notice **MUST** be returned with the reply.*

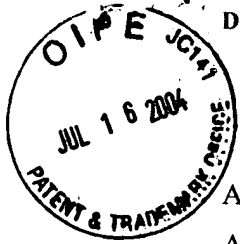
  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Express Mail Label No.: EV 328188499 US

Date of Deposit: July 16, 2004

Attorney Docket No. 18217-519 (OXI-19)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Chaplin *et al.*  
APPLICATION NUMBER: 10/790,662 Examiner: Not Yet Assigned  
FILING DATE: March 1, 2004 Art Unit: 1614  
FOR: COMPOSITIONS AND METHODS WITH ENHANCED  
THERAPEUTIC ACTIVITY

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

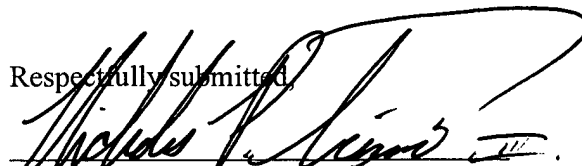
1. Copy of Notice to File Missing Parts, mailed May 24, 2004 (2 pages);
2. Response to Notice to File Missing Parts (1 page);
3. Executed Combined Declarations and Powers of Attorney of inventors: DAVID J. CHAPLIN, KLAUS EDVARDSEN, KEVIN G. PINNEY, JOSEPH ANTHONY PREZIOSO, and MARK WOOD (5 counterparts, 16 pages total);
4. Check #19009 in the amount of \$65.00 in payment of surcharge for late filing; and
5. Return Postcard.

Applicants believe that no additional fees are due in connection with this submission. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 18217-519 (OXI-19). A duplicate copy of this Transmittal Letter is enclosed.

Applicants: Chaplin *et al.*  
USSN: 10/790,662

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,



For R. Elrifi, Reg. No. 39,529

Nicholas P. Triano, III, Reg. 36,397

Attorney for Applicant

c/o MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY AND POPEO, P.C.

One Financial Center

Boston, Massachusetts 02111

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**Customer No. 30623**

Dated: July 16, 2004

TRA 1940101v1



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Commissioner for Patents  
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Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice to File Missing Parts mailed May 24, 2004, Applicants submit herein executed Combined Declarations and Powers of Attorney and payment of the \$65.00 surcharge for late filing.

The present Response is due on or before July 24, 2004. Applicants believe that no additional fees are due with this filing, however, the Commissioner is authorized to charge any additional fees due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 18217-519 (OXI-19).

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529

Nicholas P. Triano, III, Reg. 36,397

Attorney for Applicant

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Dated: July 16, 2004